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August 6, 1992

RECEIVED

AUG 6 1992

Ms. Donna R. Searcy, Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Attn.: Allocations Branch
Rules and Policy Division
Mass Media Bureau

Dear Ms. Searcy:

There is transmitted herewith, on behalf of Old Belt Broadcasting Corporation, an original and four copies of "Comments of Old Belt Broadcasting Corporation" in support of the Commission's proposal in MM Docket No. 92-128 (RM-8002) to exchange FM channels between South Hill and Lawrenceville, Virginia and to modify the authorizations of WSHV, South Hill so as to specify operation on Channel 255A and WHFD, Lawrenceville so as to specify operation on Channel 288A.

Should there be any questions concerning the enclosure, kindly communicate with this office.

Sincerely,

WILKINSON, BARKER, KNAUER & QUINN

Christine V. Simpson

By: Christine V. Simpson

Enclosure

No. of Copies rec'd 0 + 4
List A B C D E

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

MM Docket No. 92-128

In the Matter of)	
)	
Amendment of Section 73.202(b))	RM-8002
Table of FM Allotments)	
FM Broadcast Stations)	
(South Hill and Lawrenceville,)	
Virginia))	

To: The Commission

**COMMENTS OF
OLD BELT BROADCASTING CORPORATION**

Old Belt Broadcasting Corporation ("Old Belt"), by its counsel, submits its comments in response to the Commission's Notice of Proposed Rule Making and Order to Show Cause released June 18, 1992 in this proceeding (hereinafter "Notice"). In its Notice, the Commission requests comments on a proposal to amend Section 73.202(b) of the rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
South Hill, Virginia	288A	255A
Lawrenceville, Virginia	255A	288A

Old Belt is the licensee of Station WSHV(FM), South Hill, Virginia which currently operates on Channel 288A with 3 kilowatts power and an antenna height above average terrain of 100 meters. For reasons set forth in its Petition for Rulemaking

filed May 18, 1992 in this matter, ^{1/} Old Belt believes the adoption of the Commission's proposals in this case will clearly serve both the interest of the people in the South Hill and Lawrenceville, Virginia areas and the larger public interest under the Communications Act of 1934, as amended.

The proposed exchange of FM Channels between Lawrenceville and South Hill (1) will enable both Station WSHV(FM), South Hill and Station WHFD(FM), Lawrenceville to increase power to 6.0 kilowatts resulting in large gains in areas and populations receiving FM services in the South Hill and Lawrenceville areas of Virginia, (2) will further the Commission's goal of providing increased effective use of the FM spectrum, and (3) can be accomplished without jeopardizing FM services to any other existing or proposed FM broadcast facility. No community will lose any present or potential FM service and, thus, there are significant public interest benefits that will be realized by adoption of the Commission's proposals in this case.

If Section 73.202(b) of the rules is amended as proposed, Old Belt, consistent with the Commission's requirements and rules, will promptly apply to increase the power of Station WSHV to 6.0 kw and to modify its license so as to specify operation on Channel 255A. Old Belt agrees that if the license of Station WHFD is modified to specify operation on Channel 288A as proposed, then and in that event, it will reimburse Mr. William Carlton Link, the permittee of Station WHFD, for his legitimate

^{1/} Old Belt's Petition for Rulemaking filed May 18, 1992 is incorporated into these comments by reference.

and reasonable expenses for changing channels from Channel 255A to Channel 288A. ^{2/}

WHEREFORE, the premises considered, Old Belt Broadcasting Corporation respectfully urges the Commission to adopt its proposals to amend Section 73.202(b) of its rules so as to allot Channel 255A to South Hill and Channel 288A to Lawrenceville, and to modify the respective authorizations for Station WSHV, South Hill and Station WHFD, Lawrenceville accordingly.

Respectfully submitted,

OLD BELT BROADCASTING CORPORATION

By: Christine V. Simpson
Earl R Stanley
Christine V. Simpson

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Its Counsel

Dated: August 6, 1992

^{2/} It is pointed out that by letter dated May 21, 1992, Mr. Link expressed opposition to Old Belt's petition for rule-making filed May 18, 1992. In letter comments dated July 7, 1992 in the instant rulemaking, however, Mr. Link withdrew his opposition and, in substance, consented to the proposed changes in the Table of FM Allotments provided he is reimbursed for the reasonable costs of changing channels at Station WHFD.

CERTIFICATE OF SERVICE

I, Marilyn D. Garrett, a secretary with the law firm of Wilkinson, Barker, Knauer & Quinn, certify that on this 6th day of August 1992, a copy of the foregoing "Comments of Old Belt Broadcasting Corporation" was served by first-class U.S. mail, postage prepaid, or by hand delivery, upon the following:

Mr. William Carlton Link
WLES/WHFD
Route 1, Box 16
Highway 58 East
Lawrenceville, Virginia 23868

- * Mr. William W. Webbink, Chief
Rules and Policy Division
Federal Communications Commission
2025 M Street, N.W. - Room 8010
Washington, D.C. 20554


Marilyn D. Garrett